

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION**

**IN RE:**

**SKYPORT GLOBAL  
COMMUNICATIONS, INC.**

**DEBTOR.**

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**CASE NO. 08-36737-H4-11**

**Chapter 11**

**DRACO CAPITAL, INC.'S AMENDED WITNESS AND EXHIBIT LIST**

COMES NOW Draco Capital, Inc. ("Draco"), and identifies the following individuals who may be called to testify as witnesses for Draco and the following items that may be offered as exhibits on behalf of Draco at the hearing (the "Hearing") currently scheduled for August 7, 2009 at 8:30 a.m.:

**WITNESS**

1. Adrien D. Pouliot

Draco reserves the right to supplement this designation with additional individuals, as necessary, to rebut testimony or documents adduced. Draco also reserves the right to call any witness designated by other parties.

**EXHIBITS**

1. Confidential Investment Memorandum, dated February, 2006, of Clearsky Investments L.P.;
2. Email from Robert Kubbernus, to Adrien D. Pouliot, dated October 28, 2008, containing 2006 Financial Statements of Clearsky Investments L.P.;
3. Email from Robert Kubbernus, to Adrien D. Pouliot, dated June 17, 2008, containing SkyComm Capitalization Roll-Out Table;
4. Credit Facility Letter;
5. Email from Robert Kubbernus, to Adrien D. Pouliot, dated November 11, 2008;

6. Motion for Final Approval of Secured Debtor in Possession Post Petition Financing and Request Final Hearing, filed October 29, 2009 (Docket #9); and
7. Final Order (I) Authorizing Use of Cash Collateral and (II) Approving Secured Debtor in Possession Post-Petition Financing, filed 11/12/2008 (Docket #32).

Draco may offer into evidence any one or more of the exhibits designated by any other party and any exhibits needed to rebut the testimony of witnesses or evidence presented by any other party.

Draco reserves the right to supplement or amend this Witness and Exhibit List at any time prior to the Hearing. The parties in interest may obtain any of the foregoing by written request to John C. Ivascu (contact information below).

Dated: August 6, 2009

Respectfully submitted,

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**ATTORNEYS FOR DRACO CAPITAL, INC.**

**CERTIFICATE OF SERVICE**

This is to certify that on August 6, 2009, a copy of the foregoing document was served upon all parties via the Court's electronic case filing system (ECF) or by United States First Class Mail, postage prepaid, on the attached service list.

By: /s/ John E. Mitchell  
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